

CITY COUNCIL
September 13, 2016



Modified agenda
CITY OF LINCOLN
CITY COUNCIL /
LINCOLN PUBLIC FINANCING AUTHORITY BOARD /
LINCOLN REDEVELOPMENT SUCCESSOR AGENCY
September 13, 2016

Peter Gilbert, Mayor Pro Tem Paul Joiner, Council Member
Stan Nader, Council Member Gabriel Hydrick, Council Member
Spencer Short, Mayor

AS A COURTESY, PLEASE TURN OFF ALL CELL PHONES & ELECTRONIC DEVICES DURING THE MEETING

REGULAR CITY COUNCIL

6:00 PM
City Hall
Council Chambers
600 Sixth Street
Lincoln, CA 95648

1. **Call to Order**
2. **Roll Call**
3. **Report from Closed Session - (if any)**
4. **Pledge of Allegiance**
5. **Invocation by Pastor Bill Rath of Lincoln Christian Life Center**



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6. Agenda Review Modification

- 7. Citizens Addressing Council** - If you wish to address Council on any item of interest to the public and within the Council's purview (the item may or may not be on the agenda), please complete a speaker card (voluntary) and deliver it to the City Clerk prior to the meeting. When your name is called, stand to be recognized by the Mayor. Please note: comments from the audience WITHOUT coming to the podium may be disregarded or ruled out of order. All speakers' time will be limited to three (3) minutes, unless extended by the Mayor. ALL comments/questions should be addressed to the Mayor and in most cases, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda.

8. Presentations

- 9. Consent** - NOTICE TO THE PUBLIC: All matters on the Consent Agenda are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a member of the City Council or a citizen requests a specific item be removed from the Consent Agenda for separate action. Any items removed will be considered after the remainder of the Consent Agenda.

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- 9.A. MINUTES - Approve minutes of the August 23, 2016 Regular meeting
[9A 08.23.2016 meeting minutes.FINAL.pdf](#)
- 9.B. WARRANTS - Adopt RESOLUTION 2016-165 receiving / filing warrants of August 18, 19, 26 and 29, 2016. (Scanlon)
[9B - Warrants.pdf](#)
- 9.C. 4TH OF JULY - Adopt Resolution 2016-166 waiving staff costs related to the 2016 Independence Day Fireworks Show. (Scanlon)
[9C - Fourth of july staff report.pdf](#)
- 9.D. CATHODIC PROTECTION NOC - Adopt RESOLUTION 2016-167 accepting the Cathodic Protection Improvement Project as complete and authorize the City Clerk to file the Notice of Completion with the Placer County Recorder upon City Engineer direction. (Leftwich)
[9d - Cathodic Protection\(CIP 366\).DOC1.Staff Report&attachments.2016Sept13.mfernandez.REVISED.mfernandez.pdf](#)
- 9.E. STREET RESURFACING PROJECT - ((1) Adopt RESOLUTION 2016-168 appropriating \$188,000 from Fund 221 – Street Fund: Gas Tax to augment the Fiscal Year 2016-17 Street Resurfacing Project CIP 124 budget; (2) Adopt RESOLUTION 2016-169 authorizing the City Manager to execute a Contract for Construction with VSS International, Inc. in the amount of \$817,667 for the Fiscal Year 2016-17 Street Resurfacing Project, CIP 124, authorizing the City Engineer to approve change orders in the amount of \$80,000 and



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authorizing the City Manager to execute a task order with Salaber Associates, Inc. in the amount of \$82,800 for construction management and inspection services. (Leftwich)

[Street Resurfacing\(CIP124\).DOC2.Attachment A Salaber Proposal.2016Sept13.mfernandez.pdf](#)

[9E - Street Resurfacing\(CIP124\).DOC1.Staff](#)

[Report&Attachments.2016Sept13.mfernandez.REVISED.mfernandez.FINAL.final.pdf](#)

- 9.F. MID-WESTERN PLACER REGIONAL SEWER PROJECT CONSOLIDATED CM AMENDMENT - Adopt RESOLUTION 2016-170 authorizing the City Manager to execute an amendment to the Contract for Services to provide for ongoing services related to the Mid-Western Placer Regional Sewer Project with Consolidated CM in the amount of \$135,836, for a total contract amount of \$2,182,994. (Leftwich)

[9F - Consolidated CM Amendment.DOC1.staff report&attachments.2016Sep13.rleftwich.pdf](#)

- 9.G. LINCOLN / PENRYN PHASE 3 PIPELINE AMENDMENT TO PCWA AGREEMENT - Adopt RESOLUTION 2016-171 authorizing the City Manager to execute Amendment No. One to Facilities Agreement No. 2521 for the upsizing of the Phase 3 Lincoln/Penryn Pipeline and Metering Station. (Leftwich)

[4.PCWA Phase 3 Waterline \(CIP 307\).DOC4.Attachment D - Notice of Determination.2016September13.dschilling.pdf](#)

[9G - PCWA Phase 3 Waterline CIP 307 .DOC1.Staff Report](#)

[&Attachments.2016September13.dschilling.revision2.rleftwichdoc.FINAL.pdf](#)

- 9.H. IN & OUT BURGER FRONTAGE/PUBLIC IMPROVEMENT AGREEMENT - Adopt RESOLUTION 2016-172 authorizing the City Manager to sign the Frontage/Public Improvement Agreement for In-N-Out Burger. In-N-Out Burgers will be responsible for maintenance of the improvements on the private property. (Childers)

[9H - In N Out 16-9-13 staff report & attachments Improvement Agreement MJWv1.pdf](#)

- 9.I. OVERALL OPEN SPACE AND PRESERVE MANAGEMENT PLAN BUDGET AUGMENTATION AND CONSULTANT CONTRACT APPROVAL - Adopt RESOLUTION 2016-173 authorizing the City Manager to: execute a Contract for Services with Cardno for environmental consulting services for the purpose of completion of an Overall Open Space And Preserve Management plan for a total amount not to exceed \$27,500 (10% escalation included) for a one-year period (ending September 13, 2017), with the option to extend the contract for one additional one-year term and augment the Fiscal Year (FY) 2016/2017 Development Services budget in Fund 248 in the amount of \$27,500. (Hanson)

[9I - Open Space Management Plan Staff Report & ATTACHMENTS.final.pdf](#)

- 9.J. CLOSED LANDFILL MONITORING BUDGET AUGMENTATION AND CONSULTANT CONTRACT APPROVAL - Adopt RESOLUTION 2016-174 authorizing the City Manager to: A). execute a Contract for Services with ATC Group Services, LLC. for the purpose of providing consulting services for the Closed Lincoln Landfill Ongoing Monitoring and Maintenance Project for a total amount not to exceed \$135,852 (10 percent contingency



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included) for a three year term (ending June 30, 2019) with the option to extend the contract for one-additional three year term and B). Augment the Fiscal Year (FY) 2016/2017 Solid Waste budget in Fund 730 in the amount of \$45,284. (Hanson)

[9j - Closed Landfill Staff Report & Attachments.pdf](#)

- 9.K. UTILITY BILLING ADJUSTMENT ORDINANCE - Second reading and adoption of ORDINANCE 917B amending Chapter 13.04 of the Lincoln Municipal Code relating to utility billing adjustments. (Ambrose)

[9K - SR & Ord - Ordinance for Customer Adjustments 2nd Reading 9-13-16.pdf](#)

- 9.L. MERITAGE FOR SORRENTO CFD – Adopt RESOLUTION 2016-175 approving the Deposit and Reimbursement Agreement between the City of Lincoln and Meritage for bond issuance costs related to the Sorrento Project - CFD 2005-1. (Ambrose)

[9L - SR & Attachments - Meritage Deposit Agreement, 9-13-16.pdf](#)

10. Public Hearings

- 10.A. SOLAR ORDINANCE - (1) Conduct a Public Hearing for Solar Energy Systems; and (2) Waive full reading and introduce ORDINANCE 918B by title and number only Text Amendments to Chapters 18.12, 18.14, 18.16, 18.18, 18.20, 18.22, 18.24, 18.26, 18.28, 18.29, 18.30 of the Lincoln Zoning Ordinance addressing Solar Energy Systems as a principally permitted and accessory permitted use within the City. (Bermudez)

[10A - FINAL - Solar Ordinance City Council First Read.pdf](#)

- 10.B. MEADOWLANDS - (1) Conduct a public hearing for the Meadowlands project; consider the information contained in the report and testimony of the public; and, take the following actions: (2) Adopt RESOLUTION 2016-176, determining that the Addendum to the Final Environmental Impact Report (FEIR) for the Meadowlands project is the appropriate level of documentation to satisfy the requirements of the California Environmental Quality Act (CEQA) based on a determination that no new or substantially more severe impacts would result from the project and the prior analysis contained in the originally certified FEIR adequately addresses environmental impacts; (3) Adopt RESOLUTION 2016-177, approving a General Plan Amendment for the Meadowlands project; (4) Introduce and waive first reading of ORDINANCE 920B approving a rezoning and amended General Development Plan for the Meadowlands project; (5) Introduce and waive first reading of ORDINANCE 921B approving an amended General Development Plan for the Meadowlands project; (6) Adopt RESOLUTION 2016-178, approving the Large Lot Tentative Map for the Meadowlands project; (7) Adopt RESOLUTION 2016-181, approving the Small Lot Tentative Subdivision Map for the Meadowlands project; (8) Adopt RESOLUTION 2016-182, approving the Specific Development Plan and Development Permit for the low density and medium density portions of the Meadowlands project.

(Prosser)

[10B - Meadowlands City Council report & attachments & ppt.pdf](#)

- 10.C. VILLAGE 1 INFRASTRUCTURE FINANCE PLAN - (1) Conduct a public hearing to review the Village 1 Infrastructure Finance Plan; (2) Find that the Village 1 Specific Plan Final



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Environmental Impact Report (SCH# 2010102018) adequately considered the impacts of the proposed Infrastructure Finance Plan and no further environmental review is required pursuant to California Environmental Quality Act (CEQA) Guidelines section 15162 and Public Resources Code section 21166, and further, that the project is exempt from further environmental review pursuant to that Government Code section 65457 and CEQA Guidelines Section 15182 applicable to development consistent with an adopted Specific Plan; and (3) Adopt RESOLUTION 2016-183 approving the Village 1 Infrastructure Finance Plan. (Wheeler)

[10C - Village 1 Infrastructure Finance Plan.pdf](#)

- 10.D. SEWER ORDINANCE AMENDMENT - (1) Conduct a Public Hearing to amend the Non-Residential PFE fees for water and sewer; and (2) Adopt Resolution 2016-181 to amend the Non-Residential water and sewer PFE fees and to authorize the application of the amended water and sewer PFE fees for the two existing memory care/convalescent care projects in the construction process; and (3) Introduce and waive first reading of ORDINANCE 919B, amending the City's ordinance sections 13.12.050 and 13.05.060 regarding the Non-Residential PFE fees for the Water Connection Charge and the Sewer Factors for Types of Services. (Ambrose)

[10D - SR & Attachments- Non-Residential Water & Wastewater PFE, 9-13-16.pdf](#)

- 10.E. BOND REFUNDS (CITY) – (1) Conduct a public hearing; (2) City Council adopt City Council Resolution 2016-185 approving: A. The issuance by the Lincoln Public Financing Authority (LPFA) of not to exceed \$22,500,000 aggregate principal amount of lease revenue refunding bonds in one or more series, on a taxable and/or tax exempt basis; B. Authorizing the forms of and directing the execution and delivery of: (a) a trust agreement, (b) a site lease, (c) a facility lease, (d) a bond purchase agreement, (e) a continuing disclosure agreement; C. Approving form of and distribution of a preliminary official statement and official statement; D. Appointing bond and disclosure counsel for such refinancing; and E. Authorizing taking of necessary actions and execution of necessary certificates in connection therewith; and (3) Lincoln Public Finance Authority Board adopt Lincoln Public Finance Authority Board Resolution 2016-01 authorizing: A. The issuance and sale of not to exceed \$22,500,000 Lincoln Public Financing Authority (LPFA) Lease Revenue Refunding Bonds (Municipal Facilities Project), Series 2016; B. Approving forms of and execution of: (a) a site lease, (b) a facility lease, (c) a trust agreement, (d) escrow agreements, (e) a bond purchase agreement; C. Approving form of and distribution of a preliminary official statement and official statement for the sale of said bonds; D. Appointing bond and disclosure counsel for such refinancing; and E. Authorizing taking of necessary actions and execution of necessary documents and certificates in connection therewith. (Ambrose)

[10E - SR & Attachments - Refunding Bonds - City Hall, 9-13-16.pdf](#)

11. General Business

- 11.A. Preliminary Design Report for Tank #3 10MG Storage Tank at Verdera North Project.



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[11A -
10MG Tank Preliminary Design Report.DOC4.Staff Report&Attachments.2016Sept13.rleftwich
\(1\).pdf](#)

- 11.B. VILLAGE 1 DEVELOPMENT AGREEMENT TEMPLATE - (1) Review the Template Development Agreement for Properties within the Village 1 Specific Plan Area; and approving the FORM of the Template Development Agreement document for subsequent use by developers within the Village 1 Specific Plan Area when negotiating a development agreement with the City. (Wheeler)

[11B - V1 Template DA CC Staff Rpt & Attachments.201260913 v1.pdf](#)

- 11.C. No Smoking in City Parks & Facilities Information Item intended to obtain input from Council. (Hanson)

[11C - No Smoking Ordinance Informational Item.pdf](#)

- 11.D. BOND REFUNDS (RDA) - Lincoln Redevelopment Successor Agency Adopt RDA Successor Agency Resolution 2016-02S authorizing: A. Authorizing the issuance of its tax allocation refunding bonds, series 2016, in one or more series; B. Approving forms of an indenture and a purchase contract; and C. Making certain determinations relating thereto. (Ambrose)

[11D - SR & Attachments - Refunding Bonds - RDA Issue, 9-13-16.pdf](#)

12. Information Items

13. Council Initiated Business

14. Committee Reports

15. Adjournment



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NOTE: *Materials related to an item on this Agenda submitted to the Council/Redevelopment Successor Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 600 Sixth Street, Lincoln, CA during normal business hours. Such documents are also available on the City of Lincoln's website at <http://www.lincolncalifornia.gov/> subject to staff's availability to post the documents before the meeting.*

In compliance with the American with Disabilities Act, the City will provide special assistance for disabled members of the public. The meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need a disability-related modification or accommodation to participate in the meeting, please contact the City Clerk's Office at (916) 434-2490. As a courtesy, please make every effort to inform the Clerk of your needs at least 24 hours prior to the meeting so the City may make reasonable arrangements to ensure accessibility to this meeting.

Pursuant to applicable laws and regulations, including without limitation, California Government Code Section 65009 and/or California Public Resources Code Section 21177, if you wish to challenge in court any of the above decisions (including any action regarding planning, zoning and/or environmental decisions), you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this notice/agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.